

**AFFIDAVIT OF DEFAULT FOR**  
**NON-PAYMENT AND NON-PERFORMANCE**

STATE OF WEST VIRGINIA,  
COUNTY OF MARSHALL, TO WIT:

Now come Ellis Vernie Rine and Wanda P. Rine, who, being first duly sworn, depose and say the following:

1. That on November 1, 2006 the said Ellis Vernie Rine and Wanda P. Rine , hereinafter "Lessors," entered into a lease for oil and gas with Richfield Oil and Gas Corp., hereinafter "Richfield, which lease was recorded on January 2, 2007 in Deed Book 657 at Page 166, Marshall County records.

2. That under the terms of said lease and Lessors were to be paid the sum of \$5.00 per net mineral acre per year for a five year lease for oil and gas, said payment to be made annually.

3. That pursuant to said lease, the affiants received a payment of \$561.28 on January 17, 2007 and an additional payment of \$561.28 on September 6, 2007.

4. That the affiants have not received any additional payments pursuant to said lease.

5. That Lessors have not received any compensation or consideration for this lease, other than that set forth above and have been unable to market or lease the oil and gas to any other party willing to actually develop the property.

6. That on December 19, 2007, the said Ellis Vernie Rine and Wanda P. Rine , hereinafter "Lessors," entered into a subsequent lease for oil and gas with Richfield Oil and Gas Corp., hereinafter "Richfield, which lease was recorded on February 5, 2008 in Deed Book 666 at Page 148, Marshall County records.

7. That under the terms of said lease and Lessors were to be paid the sum of \$5.00 per net mineral acre per year for a five year lease for oil and gas, said payment to be made annually.

8. That no payments of any kind or character have been received by the affiants pursuant to the said lease.

9. That as a result of Richfields's failure to make payment and abandonment of the lease the Lessors believe that said the aforementioned lease is null and void and, accordingly, do declare the said lease to null and void and to be of no force and effect.

10. Further the affiants state not.

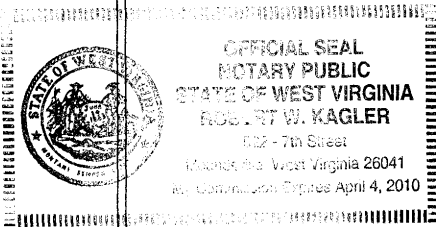
*Ellis Vernie Rine*

Ellis Vernie Rine

*Wanda P. Rine*

Wanda P. Rine

Taken, sworn to and subscribed before me, a notary public, by Ellis Vernie Rine and Wanda P. Rine, this 31<sup>st</sup> day of March, 2010.



*Robert W. Kagler*  
Notary Public

My commission expires: 4/4/10

This instrument was prepared by Herman D. Lantz, Esq., 526 7<sup>th</sup> St., Moundsville, WV 26041

Jan Pest  
MARSHALL County 12:13:56 PM  
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LANTZ

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 31<sup>st</sup> day of March, 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 2<sup>nd</sup> day of April, 2010, at 12:13 o'clock P.M.

TESTE: *Jan Pest* Clerk.